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**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
SECURITIES DIVISION**

IN THE MATTER OF DETERMINING
Whether there has been a violation
of the Securities Act of Washington by:
TRI-VISION RESOURCES INTERNATIONAL and
GUY MATTHEW BEATTY
Respondents

SDO-097-02
S-02-349-02-TO01

**SUMMARY ORDER TO CEASE AND DESIST
AND NOTICE OF INTENT TO IMPOSE A FINE**

Case No. 02-09-401/S-02-349

THE STATE OF WASHINGTON TO: Guy Matthew Beatty

STATEMENT OF CHARGES

Please take notice that the Securities Administrator of the State of Washington has reason to believe that Respondents, TRI-VISION RESOURCES INTERNATIONAL and GUY MATTHEW BEATTY, have each violated the Securities Act of Washington and that their violations justify the entry of an order of the Securities Administrator under RCW 21.20.390 to cease and desist from such violations. The Securities Administrator finds that delay in ordering the Respondents to cease and desist from such violations would be hazardous to the investors and to the public and that a Summary Order to Cease and Desist should be entered immediately. The Securities Administrator finds as follows:

TENTATIVE FINDINGS OF FACT

I. RESPONDENTS

1. Tri-Vision Resources International ("Tri-Vision") is an assumed business name used by Guy Matthew Beatty. Tri-Vision's principal place of business is located in Portland, Oregon.

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1 2. Guy Matthew Beatty (“Beatty”) is an Oregon resident. From January 1991 until September
2 1998, Beatty was a registered securities salesperson in the State of Washington.

3 II. OFFER AND SALE OF INVESTMENTS

4 During 1999 and 2000, Beatty and Tri-Vision made at least five sales of investments totaling
5 more than \$130,000 to at least four investors, including three sales of investments to a Washington
6 investor. The investments were supposed to be pooled together and used by Tri-Vision to finance
7 overseas shipments of cement. The profits on the cement shipments were supposed to be used to pay
8 the investors a 15% to 30% return on investment within one year or less. The investors did not actively
9 participate in the business. The investors were relying upon Beatty and Tri-Vision to generate the
10 return on their investments.

11 III. MISREPRESENTATIONS AND OMISSIONS

12 When offering and selling the investments, Beatty and Tri-Vision falsely represented that the
13 principal amount of the investments would remain intact and that the only amount at risk, with only a
14 moderate risk, was the return on the investment. Beatty and Tri-Vision also failed to disclose material
15 information about the investments, including a detailed description of the purported business venture;
16 the amount of money required to finance the purported business venture; the specific use of investor
17 funds; the identity and background of the persons or companies that would purportedly handle the
18 cement shipping transactions; and the risks associated with the investment and the purported business
19 activity. Beatty and Tri-Vision also failed to give the investors any financial statements.

20 IV. UNREGISTERED SECURITIES

21 Tri-Vision is not currently registered to sell its securities in the state of Washington and has not
22 previously been so registered.

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1 V. UNREGISTERED SECURITIES BROKER-DEALER OR SECURITIES SALESPERSON

2 Tri-Vision and Beatty are not currently registered as a securities broker-dealer or securities
3 salesperson in the State of Washington and were not registered as such at the time the investments were
4 offered and sold.

5 VI. EMERGENCY SITUATION AND THREAT TO THE INVESTING PUBLIC

6 The Securities Administrator finds that the continued offering of investments by a formerly
7 registered securities salesperson in the manner described above presents a threat to the investing public.
8 The Securities Administrator finds that an emergency exists and that Respondents should be summarily
9 ordered to cease and desist from violations of the Washington Securities Act.

10 Based upon the above Tentative Findings of Fact, the following Conclusions of Law are made:

11 **CONCLUSIONS OF LAW**

12 I.

13 The offer and sale of the investments described above constitutes the offer and sale of a security,
14 as defined in RCW 21.20.005(10) and (12), in the form of an investment contract.

15 II.

16 The offer and sale of said securities is in violation of RCW 21.20.140 because no registration for
17 the offering is on file with the Securities Administrator.

18 III.

19 Tri-Vision and Beatty have each violated RCW 21.20.040 by offering and selling said securities
20 while not registered as a securities salesperson or broker-dealer in the State of Washington.
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IV.

The offer and sale of said securities was made in violation of RCW 21.20.010 because, in connection with the offer and sale of the securities, Tri-Vision and Beatty each made untrue statements of material fact and omitted to state material facts necessary in order to make the statements made not misleading.

V.

The Securities Administrator finds that an emergency exists, that the continued violations of RCW 21.20.010, RCW 21.20.040, and RCW 21.20.140 constitutes a threat to the investing public, and that summary orders to cease and desist from those violations are in the public interest and necessary for the protection of the investing public.

SUMMARY ORDER

Based upon the foregoing, NOW, THEREFORE, IT IS HEREBY SUMMARILY ORDERED that Tri-Vision Resources International and Guy Matthew Beatty and their agents and employees shall each cease and desist from offering or selling securities in any manner in violation of RCW 21.20.140, the securities registration section of the Securities Act of Washington.

If is further SUMMARILY ORDERED that Tri-Vision Resources International and Guy Matthew Beatty and their agents and employees shall each cease and desist from offering or selling securities in any manner in violation of RCW 21.20.040, the securities broker-dealer and securities salesperson registration section of the Securities Act of Washington.

It is further SUMMARILY ORDERED that Tri-Vision Resources International and Guy Matthew Beatty and their agents and employees shall each cease and desist from offering or selling securities in any manner in violation of RCW 21.20.010, the anti-fraud section of the Securities Act of Washington.

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NOTICE OF INTENT TO IMPOSE A FINE

As described in the foregoing Tentative Findings of Fact and Conclusions of Law, based upon Guy Matthew Beatty's repeated offers and sales of unregistered securities, based upon his failure to register as a securities salesperson and based upon material misrepresentations and omissions made in connection with the offer and sale of those securities, the Securities Administrator finds that there have been knowing or reckless violations of the Securities Act of Washington that justify the imposition of a fine pursuant to RCW 21.20.395. Therefore, the Securities Administrator intends to order Guy Matthew Beatty to pay a fine of \$5,000.

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AUTHORITY AND PROCEDURE

This Order is entered pursuant to the provisions of RCW 21.20.390 and RCW 21.20.395 and is subject to the provisions of Chapter 34.05 RCW, the Administrative Procedures Act. The respondents may each make a written request for a hearing as set forth in the NOTICE OF OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this order.

If a respondent fails to make a timely request for a hearing, the Securities Administrator intends to adopt the above Tentative Findings of Fact and Conclusions of Law as final and make the summary order to cease and desist permanent as to that respondent and impose the fine sought in this order.

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WILLFUL VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE.

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DATED this 1st day of November, 2002

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DEBORAH R. BORTNER
Securities Administrator

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Approved by:

Presented by:

Michael E. Stevenson
Chief of Enforcement

Janet So
Financial Legal Examiner

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